

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**The Minutes**

**AMENDED**

**March 15, 2004**

**C042763      THE PEOPLE v. WILLIAMS      (Certified for Partial Publication)**

Defendant's conviction for violating section 2800.3 is affirmed. The sentence imposed but stayed on that count pursuant to Penal Code section 654 is vacated. Defendant's conviction and sentence for second degree murder are reversed. The matter is remanded to the trial court for further proceedings consistent with this opinion.

SCOTLAND, P.J.

I concur:      Robie, J.

I dissent to the reversal of the second degree murder charge. I concur in the remainder of the majority opinion....

Morrison, J.

**C043102      THE PEOPLE v. VOORHEES      (Not for Publication)**

The judgment is affirmed. The matter is remanded to the trial court for a determination of whether defendant is entitled to custody credits for his time spent in residential substance abuse treatment as a condition of probation. If additional custody credits are identified, the trial court is ordered to prepare a second amended abstract of judgment that includes the additional times credits and forward a certified copy of the second amended abstract to the Department of Corrections.

BUTZ, J.

We concur:      Davis, Acting P. J.

Hull, J.

**C043317      THE PEOPLE v. POWELL      (Not for Publication)**

The judgment is affirmed.

ROBIE, J.

We concur:      Davis, Acting P. J.

Nicholson, J.

**C043938      THE PEOPLE v. TORRES      (Not for Publication)**

The judgment is affirmed.

SIMS, J.

We concur:      Scotland, P.J.

Morrison, J.

**C043146      CHEEK v. GRIFFIN AND REED EYE CARE      (Not for Publication)**

The judgment is reversed. Cheek is awarded costs on appeal.

BLEASE, J.

We concur:      Scotland, P.J.

Robie, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

**The Minutes**

**March 15, 2004, continued**

**C043616 SINKEY v. COPART, INC. (Not for Publication)**  
The judgment is affirmed. Respondent shall recover its costs on appeal.  
(Cal. Rules of Court, rule 27(a).)  
SIMS, J.  
We concur: Blease, Acting P. J.  
Raye, J.

**C044579 KLAT v. BOARD OF REGISTERED NURSING (Not for Publication)**  
The judgment is affirmed.  
BUTZ, J.  
We concur: Sims, Acting P. J.  
Morrison, J.

**C044571 In re M.A.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. D.A. (Not for Publication)**  
The judgment (order of the juvenile court) is affirmed.  
SIMS, J.  
We concur: Scotland, P.J.  
Davis, J.

**March 16, 2004**

**C044519 THE PEOPLE v. SUMMERFIELD (Not for Publication)**  
The judgment is affirmed. The court is ordered to issue an amended abstract of judgment deleting any reference to an enhancement in item 3, and checking the box reflecting a second strike sentence in item 4, and to forward a certified copy of the corrected abstract to the Department of Corrections.  
BUTZ, J.  
We concur: Davis, Acting P. J.  
Morrison, J.

**March 17, 2004**

**C044730 THE PEOPLE v. LEON (Not for Publication)**  
The judgment is affirmed.  
SIMS, J.  
We concur: Scotland, P.J.  
Morrison, J.



**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

**The Minutes**

**March 19, 2004**

- C038869 THE PEOPLE v. PARSONS (Not for Publication)**  
The superior court is directed to prepare an amended abstract of judgment reflecting the fines, fees and penalty assessment set forth in part V of this opinion, and to forward a copy thereof to the Department of Corrections. In all other respects the judgment is affirmed.  
MORRISON, J.  
We concur: Sims, Acting P.J.  
Nicholson, J.
- C044981 THE PEOPLE v. WILLIAMSON (Not for Publication)**  
The judgment is affirmed.  
BUTZ, J.  
We concur: Davis, Acting P.J.  
Morrison, J.
- C043381 CLEMONS et al. v. COUNTY OF SACRAMENTO et al. and ACKERSON et al. (Not for Publication)**  
The judgment is affirmed. Defendants shall recover costs on appeal.  
RAYE, J.  
We concur: Nicholson, Acting P.J.  
Robie, J.
- C044963 In re J.H. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. TOM H. et al. (Not for Publication)**  
The order terminating the parental rights of Tom and Chrisie is affirmed.  
MORRISON, J.  
We concur: Davis, Acting P.J.  
Butz, J.
- C038946 THE PEOPLE v. MCCALL**  
BY THE COURT:  
Appellant's petition for rehearing is granted. The decision filed on February 20, 2004, is vacated.  
BLEASE, Acting P.J.